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**TO: EXAMINER: Bertrand Zeade**

**EXAMINER'S TELEPHONE NUMBER: (703) 308-6084**

**ART UNIT: 2875**

**SERIAL NO.: 09/749,139**

**FROM: Aaron Waxler**

**REGISTRATION NUMBER: 48,027**


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**MAR 4 2003**

**TECHNOLOGY CENTER 2800**

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*Response*  
*#13*  
*3-6-03*  
*J. Antin*

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Atty. Docket

MICHAEL D. PASHLEY ET AL

US 000386

Serial No.: 09/749,139

Art Unit: 2875

Filed: December 27, 2000

Examiner: B. ZEADE

Title: SIDE-EMITTING ROD FOR USE WITH AN LED-BASED LIGHT ENGINE

Assistant Commissioner for Patents  
Washington, D.C. 20231AMENDMENT

In response to the Office Action dated December 4, 2002,  
Applicants submit the following remarks.

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REMARKS

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This application has been carefully reviewed in light of the Office Action dated December 4, 2002. Claims 1-19 remain pending in this application. Claims 1 and 19 are the independent claims. Favorable reconsideration is respectfully requested.

On the merits, the Office Action rejected Claims 1-5, 7, and 17-18 under 35 U.S.C. § 103(a) as being unpatentable over Kawahara et al. (U.S. Patent No. 5,810,463; hereinafter "Kawahara") in view of Schumacher et al (U.S. Patent No. 5,921,670; hereinafter "Schumacher"). The Office Action also rejected Claims 8-11, 13 and 16 under 35 U.S.C. § 103(a) as being unpatentable over Kawahara in view of Schumacher as applied to Claim 2 and further in view of

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